



**JOINT WASHINGTON/IDAHO CONFERENCE PROGRAM
2015 DISTRICT COURT BENCH BAR PROGRAM**

Date: 18 September 2015
Spokane Convention Center
Spokane, Washington

8:30 a.m. Registration and Coffee (Lobby)

9:00 a.m. Welcome and Introductions –Joint Session

Matt Daley

[U.S. Magistrate Judge Ronald E. Bush](#)

9:10 a.m. State of the Judiciary

Chief U.S. District Judge Rosanna Malouf Peterson, Washington

[Chief U.S. District Judge B. Lynn Winmill](#), Idaho

9:40 a.m. State of the Judiciary - Ninth Circuit Court of Appeals

Ninth Circuit Court of Appeals Judge N. Randy Smith

10:00 a.m. Morning Break

10:15 a.m. Plenary Session

Law and Economics Primer – Judge Richard Posner, Seventh Circuit (via video cast)

Judge Posner's presentation will address an "intellectual high-level discussion of law and economics," and preceding Judge Posner will be a "primer" on law and economics.

12:00 p.m. Lunch (on your own)

1:30 p.m. Break-out Sessions

Civil

Four Current (Federal) Water Law Issue Likely to Cross Your Desk/Bench - Environmental Law

[Murray Feldman](#) - moderator

[Professor Richard Seamon](#) - University of Idaho

[Professor Amy Kelley](#) - Gonzaga

Criminal

What Happens to Defendants after Sentencing?

[Jeffery Thomason](#), Chief U.S. Probation Officer for the District of Idaho

David Merchant, Assistant Federal Defender for the Montana Federal Defender's and former legal intern for the Federal Bureau of Prisons (BOP)

Presenters Jeffrey Thomason, Chief U.S. Probation Officer for the District of Idaho, and David Merchant, Assistant Federal Defender for the Montana Federal Defender's and former legal intern for the Federal Bureau of Prisons, will address how the BOP classifies inmates, what this means in how the inmates will serve their sentences, and how the inmates are transitioned back

into society when their sentences are fulfilled. Mr. Merchant will discuss the nuances of BOP's security classification, what attorneys and judges can do to influence this classification, and offer insights on what inmates actually experience in the federal prison system as a result of this classification. Mr. Thomason will discuss how U.S. Probation anticipates an inmate's release and puts together a plan for supervised release, the use of risk assessment tools in case planning and resource delivery, current recidivism rate trends, and how technology and changing demographics are influencing the manner in which US Probation supervises individuals on release. Both presenters will discuss the impact of Amendment 782 to the Drug Quantity table on the supervised release population and how the BOP and US Probation are addressing these changes.

Civil and Criminal

Anti-Human Trafficking Advocacy & Initiatives, Criminal, Civil and Community Base Perspective:

[Wendy J. Olson](#), U.S. Attorney, District of Idaho
Suzi Carpino, Benton/Franklin County Juvenile Justice Center
Jennifer Tse, U.S. Department of Labor

Bankruptcy

Recent Decisions Regarding the Nondischargeability of Student Loans

David Gardner, Winston & Cashatt
Rebecca Sheppard, Sheppard Law Office

Ethics

Discussion and comparison on how bar complaints are handled by the Washington Bar and Idaho Bar Counsel

[Brad Andrews](#), Idaho State Bar Counsel
Felice Congalton, WSBA Office of Disciplinary Counsel

- 2:30 p.m.** Plenary Session – “The Rules are a Changin” – discussion about changes to Federal Rule of Evidence 801, Federal Rule of Civil Procedure 45, Local Rules 15.1, 27.1, and 47.2, and proposed revisions to Federal Rule of Civil Procedure 26 (to become effective December 1, 2015) and comments regarding “restoring proportionality” to the scope of discovery.

[U.S. Magistrate Judge Candy W. Dale](#), District of Idaho
U.S. Magistrate Judge Jim Hutton, District of Washington
U.S. Magistrate Judge Timothy Rice, District of Washington
[Jason Prince](#), Holland & Hart, LLP
[Leslie R. Weatherhead](#), Lee & Hayes

- 3:45 p.m.** Break

- 4:00 p.m.** Judges’ Panel – Tips from the Bench and Questions and Answers

Mathew Daley, Witherspoon Kelley - moderator
[Lori A. Nakaoka](#), Law Office of Andrew Parnes - moderator
This always lively session brings a judicial perspective to questions of substance and procedure in the practice of law before the District Courts of the Districts of Idaho and Washington.

[Chief District Judge B. Lynn Winmill](#)
Chief District Judge Rosanna Malouf Peterson
U.S. Magistrate Judge Thomas O. Rice

U.S. Magistrate Judge John T. Rogers
U.S. Magistrate Judge Jim Hutton
[U.S. Magistrate Judge Ronald E. Bush](#)

5:15 p.m. Closing Remarks – Adjourn

Matt Daley
[U.S. Magistrate Judge Ronald E. Bush](#)